

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,

- against -

MARTIN SHKRELI and EVAN GREEBEL,

Defendants.

15-CR-637 (KAM)

**[Proposed] Order**

THIS MATTER having come before the Court on Defendant Martin Shkreli's Motion to Compel (Dkt. 174-1) and the Court having considered the papers in support of the motion and in opposition to the motion, as well as the letters filed by Retrophin, and Retrophin having agreed to produce certain documents on May 17, 2017, and May 19, 2017 to Defendant Martin Shkreli (as discussed in greater detail in Retrophin's letter of May 19 to the Court).

IT IS HEREBY ORDERED that, pursuant to Rule 502(d) of the Federal Rules of Evidence, the parties' use in this proceeding of the 172 documents with the Bates stamps listed in Appendix A of this Order does not constitute a waiver, in this or any other proceeding, of any attorney-client privilege or work-product protection that nonparty Retrophin, Inc. may have in such materials. This Order shall be interpreted to provide the maximum protection allowed by Rule 502(d) of the Federal Rules of Evidence.

**SO ORDERED:**

Dated: May \_\_, 2017

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## Appendix A

Log #	Log	Bates #	Parent Bates #	Date and Time
1	Withheld	BA 0008204	BA 0008204	1/19/12 0:17
3	Withheld	KAT R 0004971	KAT R 0004971	1/20/12 16:39
7	Withheld	KAT R 0004952	KAT R 0004952	1/23/12 20:13
23	Withheld	KAT R 0004935	KAT R 0004935	1/25/12 15:37
41	Withheld	KAT R 0004903	KAT R 0004903	1/30/12 12:54
45	Withheld	KAT R 0004899	KAT R 0004899	1/30/12 19:46
46	Withheld	KAT R 0004896	KAT R 0004896	1/30/12 20:12
53	Withheld	KAT R 0005393	KAT R 0005393	1/31/12 16:18
53	Withheld	KAT R 0005394	KAT R 0005394	1/31/12 16:18
59	Withheld	KAT R 0004892	KAT R 0004892	1/31/12 20:28
66	Withheld	KAT R 0005303	KAT R 0005303	2/1/12 17:14
66	Withheld	KAT R 0005304	KAT R 0005303	2/1/12 17:14
66	Withheld	KAT R 0005305	KAT R 0005303	2/1/12 17:14
70	Withheld	KAT R 0012624	KAT R 0012624	2/2/12 16:24
101	Withheld	KAT R 0011594	KAT R 0011594	2/13/12 16:14
101	Withheld	KAT R 0011595	KAT R 0011594	2/13/12 16:14
104	Withheld	KAT R 0012443	KAT R 0012443	2/22/12 13:21
107	Withheld	KAT R 0012110	KAT R 0012110	2/22/12 15:53
117	Withheld	KAT R 0019305	KAT R 0019305	3/2/12 18:41
122	Withheld	KAT R 0011158	KAT R 0011158	3/22/12 9:58
122	Withheld	KAT R 0011159	KAT R 0011158	3/22/12 9:58
151	Withheld	BA 0000740	BA 0000740	7/23/12 9:51
262	Withheld	BA 0053372	BA 0053372	4/21/14 23:35
278	Withheld	BA 0052452	BA 0052452	6/18/14 14:13
302	Withheld	BA 0070197		6/26/14 23:15
323	Withheld	BA 0039396		7/3/14 19:32
406	Withheld	BA 0038697		9/17/14 10:29
411	Withheld	BA 0070311	BA 0070311	9/21/14 20:10
2	Redacted	KAT R 0020619	KAT R 0020619	8/4/11 15:38
53	Redacted	KAT R 0020592	KAT R 0020592	1/23/12 19:08
57	Redacted	KAT R 0001653	KAT R 0001653	1/23/12 19:10
58	Redacted	KAT R 0001655	KAT R 0001653	1/23/12 19:10
84	Redacted	KAT R 0002214	KAT R 0002214	1/27/12 14:40
105	Redacted	KAT R 0003657	KAT R 0003657	2/1/12 18:22
110	Redacted	KAT R 0005316	KAT R 0005316	2/1/12 18:25
112	Redacted	KAT R 0003928	KAT R 0003928	2/1/12 18:42
114	Redacted	KAT R 0007504	KAT R 0007504	2/1/12 19:48
118	Redacted	KAT R 0003939	KAT R 0003939	2/2/12 15:59
177	Redacted	KAT R 0004405	KAT R 0004405	2/13/12 16:14
179	Redacted	KAT R 0013369	KAT R 0013369	2/14/12 12:39
211	Redacted	KAT R 0010373	KAT R 0010373	2/21/12 17:37
212	Redacted	KAT R 0013020	KAT R 0013020	2/21/12 17:45
213	Redacted	KAT R 0010387	KAT R 0010387	2/22/12 15:24
214	Redacted	KAT R 0010388	KAT R 0010387	2/22/12 15:24

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Log #	Log	Bates #	Parent Bates #	Date and Time
219	Redacted	KAT R 0010408	KAT R 0010408	2/24/12 11:08
220	Redacted	KAT R 0010409	KAT R 0010408	2/24/12 11:08
221	Redacted	KAT R 0012434	KAT R 0012434	2/24/12 11:23
222	Redacted	KAT R 0012126	KAT R 0012126	2/24/12 11:32
244	Redacted	BA 0024066		3/11/12 14:01
269	Redacted	KAT R 0019706	KAT R 0019706	3/27/12 19:15
288	Redacted	KAT R 0019744	KAT R 0019744	3/30/12 17:40
346	Redacted	BA 0010060	BA 0010058	7/16/12 8:49
364	Redacted	BA 0013234	BA 0013233	8/20/12 13:18
369	Redacted	BA 0000840		8/28/12 14:14
429	Redacted	BA 0027030	BA 0027029	9/13/12 13:46
430	Redacted	BA 0028735	BA 0028734	9/13/12 14:17
446	Redacted	BA 0024789	BA 0024789	9/19/12 20:00
479	Redacted	BA 0007632		9/28/12 10:53
485	Redacted	BA 0006010	BA 0006010	10/5/12 14:51
568	Redacted	BA 0014581		11/20/12 11:33
584	Redacted	BA 0013728	BA 0013726	11/29/12 13:16
689	Redacted	BA 0040137		1/18/13 10:13
701	Redacted	BA 0042822		1/29/13 20:07
705	Redacted	BA 0076476	BA 0076475	1/30/13 18:12
706	Redacted	BA 0076478	BA 0076475	1/30/13 18:12
713	Redacted	BA 0053910	BA 0053910	2/5/13 20:32
716	Redacted	BA 0067030		2/5/13 23:18
735	Redacted	BA 0048068	BA 0048067	2/13/13 16:37
737	Redacted	BA 0037007	BA 0037006	2/13/13 16:38
743	Redacted	BA 0061705		2/15/13 13:17
744	Redacted	BA 0066488	BA 0066488	2/18/13 14:43
745	Redacted	BA 0066491	BA 0066488	2/18/13 14:43
748	Redacted	BA 0049403	BA 0049402	2/19/13 9:55
753	Redacted	BA 0053411		2/20/13 13:30
785	Redacted	BA 0061508	BA 0061507	3/12/13 14:29
786	Redacted	BA 0037623	BA 0037622	3/12/13 19:54
794	Redacted	BA 0065768	BA 0065768	3/27/13 17:40
796	Redacted	BA 0038542	BA 0038541	3/27/13 20:36
799	Redacted	BA 0066511	BA 0066511	3/28/13 8:54
806	Redacted	BA 0067275	BA 0067275	4/1/13 9:32
807	Redacted	BA 0067193	BA 0067193	4/1/13 14:44
808	Redacted	BA 0067194	BA 0067193	4/1/13 14:44
809	Redacted	BA 0067197	BA 0067193	4/1/13 14:44
810	Redacted	BA 0067434	BA 0067434	4/1/13 19:15
822	Redacted	BA 0062340	BA 0062340	4/8/13 20:24
823	Redacted	BA 0062341	BA 0062340	4/8/13 20:24
829	Redacted	BA 0045957	BA 0045956	4/9/13 18:05
834	Redacted	BA 0039939	BA 0039939	4/10/13 16:38

**Appendix A**

Log #	Log	Bates #	Parent Bates #	Date and Time
835	Redacted	BA 0039940	BA 0039939	4/10/13 16:38
839	Redacted	BA 0037747	BA 0037747	4/18/13 18:50
840	Redacted	BA 0037748	BA 0037747	4/18/13 18:50
841	Redacted	BA 0037749	BA 0037747	4/18/13 18:50
852	Redacted	BA 0044535	BA 0044534	4/26/13 13:38
862	Redacted	BA 0050287	BA 0050287	5/1/13 10:03
875	Redacted	BA 0062833	BA 0062832	5/9/13 20:48
878	Redacted	BA 0064412	BA 0064412	5/14/13 10:36
879	Redacted	BA 0038464	BA 0038464	5/14/13 10:37
904	Redacted	BA 0072702	BA 0072701	5/30/13 16:58
922	Redacted	BA 0047873	BA 0047872	6/6/13 16:04
957	Redacted	BA 0065377	BA 0065357	8/9/13 8:55
1008	Redacted	BA 0057518		8/28/13 16:31
1009	Redacted	BA 0043837		8/29/13 6:51
1019	Redacted	BA 0057308		9/2/13 21:58
1020	Redacted	BA 0042243	BA 0042242	9/4/13 16:28
1021	Redacted	BA 0055311	BA 0055311	9/4/13 16:28
1022	Redacted	BA 0055312	BA 0055311	9/4/13 16:28
1126	Redacted	BA 0048630	BA 0048629	10/16/13 16:22
1134	Redacted	BA 0055697	BA 0055696	10/24/13 16:27
1146	Redacted	BA 0074061	BA 0074061	11/20/13 10:08
1147	Redacted	BA 0074063	BA 0074061	11/20/13 10:08
1152	Redacted	BA 0039732	BA 0039732	11/21/13 16:59
1154	Redacted	BA 0048007	BA 0048006	11/22/13 11:59
1155	Redacted	BA 0048010	BA 0048006	11/22/13 11:59
1157	Redacted	BA 0052469	BA 0052468	11/22/13 11:59
1158	Redacted	BA 0052480	BA 0052468	11/22/13 11:59
1206	Redacted	BA 0086674	BA 0086674	12/13/13 11:37
1276	Redacted	BA 0081737	BA 0081736	4/21/14 23:35
1277	Redacted	BA 0081758	BA 0081736	4/21/14 23:35
1282	Redacted	BA 0081209	BA 0081208	5/16/14 11:06
1283	Redacted	BA 0037739		5/18/14 8:41
1288	Redacted	BA 0059009	BA 0059009	5/29/14 19:47
1296	Redacted	BA 0047569		6/6/14 12:34
1297	Redacted	BA 0061202	BA 0061202	6/6/14 14:48
1298	Redacted	BA 0079661	BA 0079660	6/8/14 21:17
1299	Redacted	BA 0079782	BA 0079660	6/8/14 21:17
1301	Redacted	BA 0049408	BA 0049407	6/11/14 19:10
1317	Redacted	BA 0043707		6/25/14 12:15
1318	Redacted	BA 0037620		6/25/14 12:16
1321	Redacted	BA 0057643		6/25/14 15:31
1324	Redacted	BA 0073598		6/26/14 13:02
1331	Redacted	BA 0047291		6/26/14 20:33
1333	Redacted	BA 0038477		6/26/14 21:03

**Appendix A**

Log #	Log	Bates #	Parent Bates #	Date and Time
1337	Redacted	BA_0057210		7/1/14 13:10
1343	Redacted	BA_0055699		7/3/14 11:46
1345	Redacted	BA_0049560		7/3/14 14:04
1348	Redacted	BA_0053014		7/7/14 16:33
1350	Redacted	BA_0047635		7/14/14 18:46
1368	Redacted	BA_0072167	BA_0072166	7/18/14 13:58
1371	Redacted	BA_0071975	BA_0071974	7/23/14 16:55
1380	Redacted	BA_0038794		7/25/14 14:00
1384	Redacted	BA_0045843	BA_0045842	8/4/14 13:07
1385	Redacted	BA_0045855	BA_0045842	8/4/14 13:07
1390	Redacted	BA_0043435		8/11/14 13:14
1395	Redacted	BA_0061504		8/11/14 15:52
1397	Redacted	BA_0073582		8/11/14 15:54
1398	Redacted	BA_0081518	BA_0081518	8/11/14 16:26
1399	Redacted	BA_0081519	BA_0081518	8/11/14 16:26
1401	Redacted	BA_0043084		8/11/14 17:09
1405	Redacted	BA_0055472		8/11/14 17:29
1408	Redacted	BA_0062206	BA_0062200	8/14/14 17:02
1409	Redacted	BA_0062220	BA_0062200	8/14/14 17:02
1413	Redacted	BA_0081240	BA_0081240	8/29/14 15:13
1414	Redacted	BA_0081243	BA_0081240	8/29/14 15:13
1415	Redacted	BA_0081247	BA_0081240	8/29/14 15:13
1416	Redacted	BA_0081263	BA_0081240	8/29/14 15:13
1418	Redacted	BA_0050825		9/2/14 12:25
1421	Redacted	BA_0037980	BA_0037980	9/5/14 8:45
1422	Redacted	BA_0037982	BA_0037980	9/5/14 8:45
1424	Redacted	BA_0073800	BA_0073800	9/6/14 1:21
1437	Redacted	BA_0079962	BA_0079960	9/7/14 19:50
1441	Redacted	BA_0084705	BA_0084705	9/7/14 20:40
1442	Redacted	BA_0084706	BA_0084705	9/7/14 20:40
1443	Redacted	BA_0084714	BA_0084705	9/7/14 20:40
1449	Redacted	BA_0069150		9/8/14 8:03
1464	Redacted	BA_0084466	BA_0084466	9/11/14 9:43
1467	Redacted	BA_0055819		9/17/14 9:34
1468	Redacted	BA_0047878	BA_0047878	9/17/14 17:35
1480	Redacted	BA_0052108	BA_0052107	9/29/14 15:16
1481	Redacted	BA_0052110	BA_0052107	9/29/14 15:16
1491	Redacted	BA_0053340	BA_0053340	9/29/14 15:34
1494	Redacted	BA_0053346	BA_0053340	9/29/14 15:34
1511	Redacted	BA_0066305	BA_0066217	10/7/14 9:56